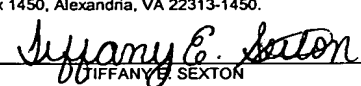


**IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE**

**PATENT**

Serial No.: Not yet assigned )  
)  
Filed: April 29, 2005 )  
)  
For: SYSTEM FOR SENSING THE )  
DELIVERY OF GASES TO A )  
PATIENT )  
)  
Applicant: Bremner et al. )  
)  
Examiner: Not yet assigned )  
)  
Art Unit: Not yet assigned )  
)  
Attorney Ref: 1171/42784/157-PCT-US )

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Mailing Label Number	EV365128812 US
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 TIFFANY E. SEXTON	

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant submits the present Information Disclosure Statement and Form PTO/SB/08A/B.

This Information Disclosure Statement is being filed concurrently with the national stage filing of PCT/NZ2003/000244 on the merits and constitutes a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

The references cited in this Information Disclosure Statement were cited in the Search Report completed on 17 February 2004, copy enclosed.

WO 2003/018096 is not in the English language. WO 2003/018096 discloses an apparatus for supplying a respiratory gas and a method of controlling the apparatus. In accordance with the invention there is provided an apparatus for supplying a respiratory gas comprising a conveyor device for conveying the respiratory gas, a conduit means for feeding the respiratory gas conveyed by the conveyor device to a person, and a humidification device for humidifying the respiratory gas, which is distinguished by a sensor device for generating a signal indicative in respect of the respiratory gas humidity and a control device for controlling the humidification device having regard to the signal which is generated by the sensor device and which is indicative in respect of the respiratory gas humidity. Furthermore there is proposed a method of supplying a respiratory gas to a patient, in which the respiratory gas is introduced by means of a conveyor device into a conduit system leading to a patient and is humidified, wherein the conveyor device is operated in such a way that a respiratory gas pressure which is above ambient pressure obtains in the air conduit system, which is distinguished in that signals indicative in respect of the relative and/or absolute humidity of the respiratory gas are generated by means of a sensor device and the humidity of the respiratory gas is adjusted on the basis of the signals generated in that way.

JP 9-234247 is also not in the English language, therefore, attached is an English abstract of same.

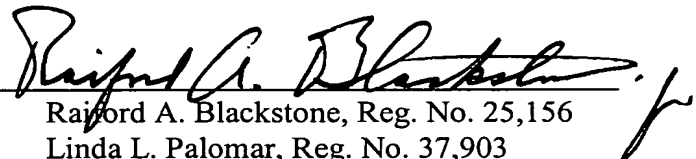
In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Dated: April 29, 2005

By:



Raymond A. Blackstone, Reg. No. 25,156  
Linda L. Palomar, Reg. No. 37,903  
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PTO/SB/08B (08-03)  
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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

***(Use as many sheets as necessary)***

**Complete if Known**

Application Number	Not Yet Assigned 10/533411
Filing Date	April 29, 2005
First Named Inventor	Bremner
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	1171/42784

Sheet	2	of	2
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## NON PATENT LITERATURE DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet 1 of 2

**Complete if Known**

Application Number	Not Yet Assigned
Filing Date	April 29, 2005
First Named Inventor	Bremner
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	1171/42784/157

20/5334 11

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 5640951	06/24/1997	Huddart et al.	
		US- 6050260	04/18/2000	Daniell et al.	
		US- 6102037	08/15/2000	Koch	
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP 9-234247	09/09/1997	Noda Toshiaki		
		WO 03/018096	03/06/2003	Meier		
		GB 2297914	08/21/1996	Turnbull		
		EP 1329240	07/23/2003	Gradon et al.		
		AU 1486395	09/21/1995	Gradon et al.		
		WO 01/13981	03/01/2001	Thudor et al.		

Examiner  
SignatureDate  
Considered

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